

# **UNITED STATES** SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549

## **ANNUAL AUDITED REPORT FORM X-17A-5** PART III

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FIRM ID. NO.	
46737	
(Zip Code)	
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	ed of Brokers and Deale Exchange Act of 1934 and		
REPORT FOR THE PERIOD BEGINNING	01/01/01	AND ENDING	12/31/01 MARO 1 7002
	MM/DD/YY		MM/DD/YY 1/4S
A. R	EGISTRANT IDEN	TIFICATION	
NAME OF BROKER-DEALER: Futures Investment Company			Official Use Only
ADDRESS OF PRINCIPAL PLACE OF BUSINESS:	(Do not use P.O. Box No	)	FIRM ID. NO.
5916 N. 300 West PO Box C			
	(No. and Street)		
Fremont	Indiana		46737
(City)	(State)		(Zip Code)
NAME AND TELEPHONE NUMBER OF PERSON T	O CONTACT IN REGARD	TO THIS REPORT	
Joel Friedman		312-616	-9800
		(Area Code T	elephone No.)
B. AC	COUNTANT IDEN	TIFICATION	
	se opinion is contained in	this Report*	
Michael J. Liccar & Co. CPA'S	if individual, last, first, mi	idle name)	
53 West Jackson Blvd., Suite 1250	Chica		60604
(Address)	(City)	(State)	(Zip Code)
CHECK ONE:  X Certified Public Accountant Public Accountant			PROCESSED
Accountant not resident in U	Inited States or any of its posse	essions.	MAR 2 1 2002
	FOR OFFICIAL USE OF	ul V	
	FUR OFFICIAL USE OF	NL I	- FINANCIAL

<sup>\*</sup> Claims for extensions from the requirements that the annual report be covered by the opinion of an independent public acco must be supported by a statement of facts and circumstances relied on as the basis for the exemption. See section 240.17

# **OATH OR AFFIRMATION**

I, Michael Pacult	, swear (or affirm) that, to t
best of my knowledge and belief the accompanying financial statements and supporting scheduled pertaining to the firm	of
Futures Investment Company	, as o
December 31 , 2001 , are true and correct. I further swear (or affirm) that neith	her the company
nor any partner, proprietor, principal officer or director has any proprietary interest in any account classified solely as that	
a customer, except as follows:	
None	
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Pre	esident Title
OF INDE	
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Ciggy L. Kin	
Notary Public	
This report contains (check all applicable boxes):	
x (a) Facing page.	
x (b) Statement of Financial Condition. x (c) Statement of Income (Loss).	
x (d) Statement of Theome (1988).	,
x (e) Statement of Changes in Stockholders' Equity or Partners' or Sole Proprietor's Capital.	
x (f) Statement of Changes in Liabilities Subordinated to Claims of Creditors. x (g) Computation of Net Capital.	
x (h) Computation for Determination of Reserve Requirements Pursuant to Rule 15c3-3.	
x (i) Information Relating to the Possession or control Requirements Under Rule 15c3-3.	
x (j) A Reconciliation, including appropriate explanation, of the Computation of Net Capital Under Rule 15c3-1 and the Computation for Determination of the Reserve Requirements Under Exhibit A of Rule 15c3-3.	ie
(k) A Reconciliation between the audited and unaudited Statements of Financial Condition with respect to methods o	f con-
solidation. $\overline{x}$ (l) An Oath or Affirmation.	
(f) An Oath of Affilmation.  (m) A copy of the SIPC Supplemental Report.	
x (n) A report describing any material inadequacies found to exist or found to have existed since the date of the previous	ıs audit.

<sup>\*\*</sup>For conditions of confidential treatment of certain portions of this filing, see section 240.17a-5(e)(3).

# (An Illinois Corporation) Financial Statements December 31, 2001

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# MICHAEL J. LICCAR & CO. Certified Public Accountants

Member
American Institute of
Certified Public Accountants
Illinois CPA Society

#### INDEPENDENT AUDITORS' REPORT

To the Stockholders Futures Investment Company Fremont, Indiana

We have examined the statement of financial condition of Futures Investment Company (an Illinois Corporation) as of December 31, 2001, and the related statements of income, changes in stockholders' equity, and cash flows for the year then ended. These financial statements are the responsibility of the Company's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with generally accepted auditing standards. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of Futures Investment Company as of December 31, 2001, and the results of its operations and cash flows for the year then ended in conformity with generally accepted accounting principles.

Our audit was conducted for the purpose of forming an opinion on the basic financial statements, taken as a whole. The information contained on pages 9 through 11, inclusive, is presented for purposes of additional analysis and is not a required part of the basic financial statements, but is supplementary information required by Rule 17a-5 of the Securities and Exchange Commission, Regulation 1.10 of the Commodity Exchange Act and the Rules of the National Futures Association. Such information has been subjected to the auditing procedures applied in the examination of the basic financial statements and, in our opinion, is fairly stated in all material respects in relation to the basic financial statements as a whole.

Chicago, Illinois February 8, 2002

Cartified Public Accountants

# (An Illinois Corporation) Statement of Financial Condition December 31, 2001

#### **Assets**

Cash		\$	82,604
Commissions and fees receivable: Affiliates Other	\$ 2,900 57,652		60,552
Furniture, equipment, and leasehold improvements, at cost, less accumulated depreciation and amortization of \$269,241			227,921
Other assets		_	450
Total assets		<b>\$</b> =	371,527
Liabilities and Stockholders' Equity			
Liabilities:			
Accrued pension plan payable Accounts payable and accrued expenses Subordinated loan interest Liabilities to stockholders subordinated to claims of general creditors		\$	41,238 5,957 2,496 50,000
Total liabilities		\$	99,691
Stockholders' equity:			
Common stock, at stated value, (1,000 shares authorized, 500 shares issued and outstanding) Retained earnings		\$	1,000 270,836
Total stockholders' equity		\$_	271,836
Total liabilities and stockholders' equity		\$ <sub>=</sub>	371,527

The accompanying notes to the financial statements are an integral part of these statements.

# (An Illinois Corporation) Statement of Income For the Year Ended December 31, 2001

Revenue:	\$	1,183,677
Commissions and fees	Φ	
Interest and dividends	_	10,735
Total revenue	\$_	1,194,412
_		
Expenses:	\$	394,664
Compensation and related benefits		60,508
Stationery and office supplies		
Professional fees		61,302
Communications		10,876
Occupancy		61,564
Depreciation and amortization		23,857
Interest		2,496
Other	_	77,559
Total expenses	\$_	692,826
Net income	\$ _	501,586

#### (An Illinois Corporation)

# Statement of Changes in Stockholders' Equity and Statement of Changes in Liabilities Subordinated to Claims of General Creditors For the Year Ended December 31, 2001

#### Statement of Changes in Stockholders' Equity

	 Common Stock	Retained Earnings	Total
Balance at January 1, 2001	\$ 1,000 \$	258,750 \$	259,750
Distributions to stockholders		(489,500)	(489,500)
Net income	 	501,586	501,586
Balance at December 31, 2001	\$ 1,000 \$	270,836 \$	271,836

### Statement of Changes in Liabilities Subordinated to Claims of General Creditors

	Subordinated Liabilites
Balance at January 1, 2001	\$50,000
Balance at December 31, 2001	\$50,000

The accompanying notes to the financial statements are an integral part of these statements.

# (An Illinois Corporation) Statement of Cash Flows For the Year Ended December 31, 2001

#### Cash flows provided by (applied to) operating activities:

Net income Adjustments to reconcile net income to net cash used in operating activities:		\$	501,586
Depreciation and amortization	\$ 23,857		
Change in:			
Commissions and fees receivable Interest receivable	(20,181)		
Other assets	1,050 8,538		
Accounts payable and accrued expenses	38,869		
	 		52,133
Net cash provided by operating activities		\$	553,719
Cash flows provided by (applied to) investing activities:			
Purchase of furniture and equipment	\$ (49,179)		
Net cash (applied to) investing activities			(49,179)
Cash flows provided by (applied to) financing activities:			
Distributions to stockholders	 (489,500)		
Net cash (applied to) financing activities		_	(489,500)
Net increase in cash		\$	15,040
Cash at January 1, 2001		_	67,564
Cash at December 31, 2001		\$ _	82,604

#### Disclosure of Accounting Policy:

For purposes of the statement of cash flows, the Company considers all highly liquid debt instruments purchased with a maturity of three months or less to be cash equivalents.

The accompanying notes to the financial statements are an integral part of these statements.

(An Illinois Corporation)
Notes to the Financial Statements
December 31, 2001

#### NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

A summary of the significant accounting policies which have been followed in preparing the accompanying financial statements are set forth below.

<u>Nature of Business:</u> Futures Investment Company (the "Company,") is an Illinois corporation which is registered with the Commodity Futures Trading Commission ("CFTC") as an independent introducing broker ("IB") and the Securities and Exchange Commission ("SEC") as a broker-dealer. The Company is a member of the National Futures Association ("NFA") and the National Association of Securities Dealers ("NASD").

Revenue Recognition: The Company's primary source of revenue is commissions derived from introducing customer orders for commodity futures and securities interests to futures commission merchants and other broker-dealers which carry the customer accounts, as well as commissions related to the sales of interests in private investment funds. Commission revenues and the related commission and brokerage expenses are recognized on the trade date when the positions are opened or closed by the respective carrying futures commission merchants or broker-dealers.

Cash Equivalents: Cash includes money market mutual funds.

<u>Furniture</u>, <u>Equipment and Leasehold Improvements</u>: Furniture and equipment are depreciated utilizing principally accelerated methods over the estimated useful lives. Leasehold improvements are depreciated on a straight-line basis over 31 years.

#### **Income Taxes**

The Company has elected to be taxed as an "S Corporation." Accordingly, no income taxes are provided by the Company as the taxable income is included in the stockholders' individual income tax return.

#### Use of Estimates

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amount of assets and liabilities (and disclosures of contingent assets and liabilities) at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

#### NOTE 2 - LIABILITY SUBORDINATED TO CLAIMS OF GENERAL CREDITORS

Liability subordinated to claims of general creditors represent an amount received from the stockholders under a subordinated loan agreement. The loan bears interest at a rate of 5% per annum and matures July 31, 2003. Interest expense for the year and interest payable to the stockholders pursuant to the subordinated loan agreement was \$2,496. Interest expense payable on subordinated loans of \$2,496 is included in accounts payable and accrued expenses.

(An Illinois Corporation)
Notes to the Financial Statements
December 31, 2001

#### (continued)

#### **NOTE 3 - COMMITMENTS**

The Company has entered into a lease agreement with a stockholder for office space which expired on May 31, 2001. The parties have agreed to extend the lease 4 more years through May 31, 2005. The commitments for minimum annual rentals for such office space at December 31, 2001, are approximately as follows:

2002	\$ 36,000
2003	36,000
2004	36,000
2005	20,000
Total	<u>\$128,000</u>

The Company is also obligated for additional rentals based upon increases in operating expenses and taxes, as defined in the underlying agreement. Rental expense for the year was approximately \$36,000.

#### **NOTE 4 - PENSION PLAN**

The Company has a defined contribution pension plan. Contributions are limited to amounts currently deductible for tax purposes. The Company utilizes "aggregate cost" as the actuarial cost method used to determine the Company's liability under the plan. This method sets the accrued liability equal to the present value of assets. The balance of the present value of future benefits is then funded as a level percentage of compensation for all participants. The Company recognizes its pension obligations when determined by its actuary. The pension plan expense for 2001 was \$75,421.

#### NOTE 5 - NET CAPITAL REQUIREMENT

The Company is subject to the net capital provisions of Rule 15c3-1 of the Securities Exchange Act ("SEA"), and Regulation 1.17 of the Commodity Exchange Act ("Act"). Under these provisions, the Company must maintain net capital, as defined, of the greater of \$30,000 or 6 2/3% of aggregated indebtedness, as defined in Rule 15c3-1(c) of the SEA. At December 31, 2001, the Company had adjusted net capital of \$83,143, or \$53,143 in excess of the minimum net capital requirements. The net capital requirements could effectively restrict the payment of cash dividends, the repayment of the subordinated loan, the making of unsecured loans to stockholders and the purchase by the Company of its own stock.

#### **NOTE 6 - RELATED PARTY TRANSACTIONS**

The Company earned approximately \$617,368 in commission and fee income from transactions involving private investment funds who are related parties. Clerical expense of approximately \$73,400 was paid to a stockholder for certain administrative services.

(An Illinois Corporation)
Notes to the Financial Statements
December 31, 2001

#### (continued)

#### NOTE 7 - OFF BALANCE SHEET RISK AND CONCENTRATION OF CREDIT RISK

The Company does not hold customer segregated cash or securities balances. Futures transactions and securities transactions are processed by futures commission merchants and other broker-dealers, respectively, on a fully disclosed basis. In conjunction with this arrangement, the Company is contingently liable for any unsecured debit balances in the customer accounts introduced by the Company. These customer activities may expose the Company to off-balance-sheet credit risk in the event the introduced customer is unable to fulfill its contracted obligations. The Company seeks to control such credit risks by monitoring its exposure to the risk of loss daily for each account. There were no unsecured customer debit balances for the Company at December 31, 2001.

#### NOTE 8 - SUBSEQUENT EVENT (UNAUDITED)

Through February 8, 2002, the Company distributed \$95,000 to its shareholders. On February 8, 2002, the Company's adjusted net capital was approximately \$56,000.



# FINANCIAL AND OPERATION COMBINED UNIFORM SINGLE REPORT PART IIA

## BROKER OR DEALER

## **Futures Investment Company**

# as of December 31, 2001

### COMPUTATION OF NET CAPITAL

1.	Tota	al ownership equity from Statement of Financial Condition			\$	271,836	3480
2.	Ded	uct ownership equity not allowed for Net Capital					3490
3.	Tota	al ownership equity qualified for Net Capital				271,836	3500
4.	Add	<u>:</u>					
	Α.	Liabilities subordinated to the claims of general creditors allowab	le in computation of net capital			50,000	3520
	B.	Other (deduction) or allowable credits (List)					3525
5.	Tota	al capital and allowable subordinated liabilities			\$	321,836	3530
6.	Ded	uctions and/or charges:					
	Α.	Total nonallowable assets from Statement of Financial Condition	\$ 237,	801 3540			
	B.	Secured demand note deficiency	3	3590			
	C.	Commodity futures contracts and spot commodities-				•	
		propriety capital charges		3600	]		
	D.	Other deductions and/or charges		3610		(237,801)	3620
7.	Othe	er additions and/or allowable credits (List)					3630
8.	Net	capital before haircuts on securities positions			\$	84,035	3640
9.	Hair	cuts on securities (computed, where applicable,					
		pursuant to 15c3-1 (f):			_		
	A.	Contractual securities commitments	\$	3660			
	B.	Subordinated securities borrowings		3670	}		
	<b>C</b> .	Trading and investment securities:			_		
		1. Exempted securities		3735			
		2. Debt securities		3733			
		3. Options		3730			
		4. Other securities (money market mutual fund)		892 3734			
	Đ.	Undue Concentration		3650			
	E.	Other (list)		3736		(892)	3740
10.	Net	Capital			\$	83,143	3750

### Non allowable detail

	227 221
Furniture & fixtures (net of accumulated depreciation)	227,921
Commissions greater than 30 days	6,530
Due from affiliate	2,900
Other assets	450
Total Non Allowable	237,801
Net capital per unaudited Focus 11A report	82,919
Increase in accrued expenses	(1,848)
Increase in accrued income	2,072
Net capital per audited report	83,143

See Independent Auditors' Report.

# FINANCIAL AND OPERATION COMBINED UNIFORM SINGLE REPORT PART IIA

## BROKER OR DEALER

**Futures Investment Company** 

as of December 31, 2001

# COMPUTATION OF BASIC NET CAPITAL REQUIREMENT

#### Part A

11.	Minimum net capital required (6-2/3% of line 19)	\$ 6,646	3756
12.	Minimum dollar net capital requirement of reporting broker or dealer and minimum net capital		
	requirement of subsidiaries computed in accordance with Note (A)	\$ 30,000	3758
13.	Net capital requirement (greater of line 11 or 12)	\$ 30,000	3760
14.	Excess net capital (line 10 less 13)	\$ 53,143	3770
15.	Excess net capital at 1000% (line 10 less 10% of line 19)	\$ 73,173	3780

#### COMPUTATION OF AGGREGATE INDEBTEDNESS

16.	Total	A.I. liabilities from Statement of Financial Condition			\$	99,692	3790
17.	Add:		,				
	A.	Drafts for immediate credit	\$	3800			
	В.	Market value of securities borrowed for which no equivalent					
		value is paid or credited	\$	3810			
	<b>C</b> .	Other unrecorded amounts (List)	\$	3820	\$	0	3830
19.	Total	aggregate indebtedness			\$	99,692	3840
20.	Perce	entage of aggregate indebtedness to net capital (line 19÷by line 10)			%	119.90%	3850
21.	Perce	entage of debt to debt-equity total computed in accordance with Rule 15c3-	1 (d)		%	16.00%	3860

(An Illinois Corporation)

# COMPUTATION FOR DETERMINATION OF RESERVE REQUIREMENTS FOR BROKER-DEALERS UNDER RULE 15c3-3

# INFORMATION FOR POSSESSION OR CONTROL REQUIREMENTS UNDER RULE 15C3-3

as of December 31, 2001

The Company does not carry customer accounts as defined by Rule 15c3-3 of the Securities Exchange Act of 1934. Therefore, the Company is exempt from the provisions of that rule.

See Independent Auditor's Report.



# MICHAEL J. LICCAR & CO. Certified Public Accountants

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# INDEPENDENT AUDITOR'S REPORT ON INTERNAL ACCOUNTING CONTROL REQUIRED BY SEC RULE 17a-5

To the Stockholders Futures Investment Company

We have examined the financial statements of Futures Investment Company (the "Company) for the year ended December 31, 2001, and issued our report thereon dated February 8, 2002. As part of our examination, we made a study and evaluation of the Company's system of internal accounting control (which includes the procedures for safeguarding securities) to the extent we considered necessary to evaluate the system as required by generally accepted auditing standards. The purpose of our study and evaluation, which included obtaining an understanding of the accounting system, was to determine the nature, timing, and extent of the auditing procedures necessary for expressing an opinion on the financial statements.

Also, as required by Rule 17a-5(g)(1) of the Securities and Exchange Commission, we have made a study of the practices and procedures (including tests of compliance with such practice and procedures) followed by the Company that we considered relevant to the objectives stated in Rule 17a-5(g)(1) in making the periodic computations of aggregate indebtedness and net capital under Rule 17a-3(a)(11) and the procedures for determining compliance with the exemptive provisions of Rule 15c3-3. We did not review the practices and procedures followed by the Company in making the quarterly securities examinations, counts, verifications and comparisons, and the recordation of differences required by Rule 17a-13 or in complying with the requirements for prompt payment for securities under section 8 of Regulation T of the Board of Governors of the Federal Reserve System, because the Company does not currently carry securities accounts for customers or perform custodial functions related to customer securities.

The management of the Company is responsible for establishing and maintaining a system of internal accounting control and the practices and procedures referred to in the preceding paragraph. In fulfilling this responsibility, estimates and judgments by management are required to assess the expected benefits and related costs of control procedures and of the practices and procedures referred to in the preceding paragraph and to assess whether those practices and procedures can be expected to achieve the Commission's above-mentioned objectives. The objectives of a system and the practices and procedures are to provide management with reasonable, but not absolute, assurance that assets for which the Company has responsibility are safeguarded against loss from unauthorized use or disposition, and that transactions are executed in accordance with management's authorization and recorded properly to permit the preparation of financial statements in accordance with generally accepted accounting principles. Rule 17a-5(g) lists additional objectives of the practices and procedures listed in the preceding paragraph.

Because of inherent limitations in any internal accounting control procedures or the practices and procedures referred to above, errors or irregularities may nevertheless occur and not be detected. Also, projection of any evaluation of them to future periods is subject to the risk that they may become inadequate because of changes in conditions or that the degree of compliance with them may deteriorate.

Our study and evaluation made for the limited purpose described in the first paragraph would not necessarily disclose all material weaknesses in the system. Accordingly, we do not express an opinion on the system of internal accounting control of the Company taken as a whole. Our study and evaluation disclosed no conditions that we believe to be a material weakness.

We understand that practices and procedures that accomplish the objectives referred to in the second paragraph of this report are considered by the Commission to be adequate for its purposes in accordance with the Securities Exchange Act of 1934 and related regulations, and that practices and procedures that do not accomplish such objectives in all material respects indicate a material inadequacy for such purposes. Based on this understanding and on our study, we believe that the Company's practices and procedures were adequate at December 31, 2001, to meet the Commission's objectives.

This report is intended solely for the use of the Company's management, the Securities and Exchange Commission and the National Association of Securities Dealers and should not be used for any other purpose.

Chicago, Illinois February 8, 2002